

PATENT COOPERATION TREATY

From the
INTERNATIONAL SEARCHING AUTHORITY

PCT

TRANSLATION

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

(PCT Rule 43bis.1)

To:

Date of mailing
(day/month/year)

Applicant's or agent's file reference

D05-Q-067CT1

FOR FURTHER ACTION

See paragraph 2 below

International application No.

PCT/JP2005/004085

International filing date (day/month/year)

09.03.2005

Priority date (day/month/year)

18.03.2004

International Patent Classification (IPC) or both national classification and IPC

Applicant

DAIKIN INDUSTRIES, LTD.

1. This opinion contains indications relating to the following items:

- ☒ Box No. I Basis of the opinion
- ☐ Box No. II Priority
- ☐ Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- ☐ Box No. IV Lack of unity of invention
- ☒ Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- ☐ Box No. VI Certain documents cited
- ☐ Box No. VII Certain defects in the international application
- ☐ Box No. VIII Certain observations on the international application

2. **FURTHER ACTION**

If a demand for international preliminary examination is made, this opinion will be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA") except that this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of 3 months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

Name and mailing address of the ISA/JP

Authorized officer

Facsimile No.

Telephone No.

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

International application No.

PCT/JP2005/004085

Box No. I

Basis of this opinion

1. With regard to the language, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.
☐ This opinion has been established on the basis of a translation from the original language into the following language _____, which is the language of a translation furnished for the purposes of international search (under Rule 12.3 and 23.1(b)).
2. With regard to any nucleotide and/or amino acid sequence disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:
 - a. type of material
☐ a sequence listing
☐ table(s) related to the sequence listing
 - b. format of material
☐ in written format
☐ in computer readable form
 - c. time of filing/furnishing
☐ contained in the international application as filed.
☐ filed together with the international application in computer readable form.
☐ furnished subsequently to this Authority for the purposes of search.
3. ☐ In addition, in the case that more than one version or copy of a sequence listing and/or table(s) relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.
4. Additional comments:

**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY**

International application No.

PCT/JP2005/004085

Box No. V	Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement		
1. Statement			
Novelty (N)	Claims	1-3	YES
	Claims		NO
Inventive step (IS)	Claims		YES
	Claims	1-3	NO
Industrial applicability (IA)	Claims	1-3	YES
	Claims		NO
2. Citations and explanations:			
<p>Claim 1 In view of document 2 [JP, 11-294876, A (Toyoda Automatic Loom Works, Ltd.), 29 October, 1999 (29.10.99), column 2, line 6 – column 3, line 36 & US, 6105380, A & EP, 0952412, A2] or document 3 [JP, 11-211250, A (Denso Corp.), 6 August, 1999 (06.08.99), column 7, lines 15-39 and column 8, lines 39-47 & US, 6134900, A & EP, 0931991, A2] it is, in refrigerating cycles that exceed the critical pressure, obvious to implement control so that the coefficient of performance of the refrigeration cycle becomes the highest with low pressure and the refrigerant temperature at the outlet of the radiator as the reference, and for a person skilled in the art, it is easy to use the said control for the refrigerating device described in document 1 [JP, 2003-172244, A (Daikin Industries, Ltd.), 20 June, 2003 (20.06.03), column 5, line 28 – column 9, line 29 (Family: none)]. And the matter of the calculation formula is a necessary operation during regular operation and thus nothing more than a matter of design variation.</p> <p>Claim 2 It is easy for a person skilled in the art to add the accumulator 5 described in document 3 or the accumulator 26 described in document 5 [JP, 2000-234814, A (Aisin Seiki Co., Ltd.), 29 August, 2000 (29.08.00) (Family: none)].</p> <p>Claim 3 It is easy for a person skilled in the art to add the intermediate heat exchanger 11 described in document 3 or the in-cycle heat exchanger 15 described in document 4 [JP, 2002-22298, A (Matsushita Electric Industrial Co., Ltd.), 23 January, 2002 (23.01.02), column 4, lines 24-35 (Family: none)].</p>			